

Sixth Appellate District

San Jose, California

MONDAY, SEPTEMBER 13, 1999

H018862 DUNNION v. FIRE INSURANCE EXCHANGE

The judgment is affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed September 13, 1999

H017916 SANTA CRUZ COUNTY HUMAN RESOURCES AGENCY v. ROMAN M., et al.

The order denying Roman's section 388 petition is affirmed. The orders denying David's and Martha's motion to participate, second amended section 388 petition, and second section 388 petitions are affirmed. (not published)
(Premo, J.; We concur: Cottle, P. J., Elia, J.)
Filed September 13, 1999

H019879 PEOPLE v JOHNSON

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J., Wunderlich, J.)
Filed September 13, 1999

TUESDAY, SEPTEMBER 14, 1999

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P. J.; Wunderlich, J.; Mihara, J.; and Nancy M. Olea, Deputy Clerk.

H018410 PEOPLE v. HA

Cause called and argued by Spencer Strellis appearing for appellant and by David Salmon, Deputy Attorney General, appearing for respondents. Cause ordered submitted.

H018055 PEOPLE v BOLTON

Cause called and argued by Meredith Watts appearing for appellant and by Ronald E. Niver, Deputy Attorney General, appearing for respondents. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Tuesday, September 14, 1999 (continued)

H019006 NANNEY v BEESON

Cause called and argued by Montgomery W. Jones appearing for appellant and by Christine Balbo Reed appearing for respondents. Cause ordered submitted.

H017809 ABBATE v ESPINOSA

Cause called and argued by Douglas Allen appearing for appellant and by Roberta Hayashi, Deputy County Counsel, appearing for respondents. Cause ordered submitted.

H018211 PAASO v KRAUS

Cause called and argued by Gary L. Simms appearing for appellants and by Brad Lewis appearing for respondents. Cause ordered submitted.

Court recesses until 1:30 p.m.

The Court reconvened at 1:30 p.m in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P. J.; Wunderlich, J.; Mihara, J.; and W. Magsaysay, Deputy Clerk.

H018977 JENSCO, INC. v. FIREMAN'S FUND OF NEWARK, N.J.

Cause called and argued by Kevin Cifarelli appearing for appellant and by Peter Hoss appearing for respondent. Cause ordered submitted.

H018437 PEOPLE v. JACKSON

Cause called and argued by Philip McGough appearing for appellant and by Catherine Rivlin, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H019064 PEOPLE v. CHEEK

Cause called and argued by Steven Fama appearing for appellant and by Bridget Billeter, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Tuesday, September 14, 1999 (continued)

H019065 PEOPLE v. ALANIZ

Cause called and argued by Julie W. Stainfield appearing for appellant and by Aileen Bunney, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H017425 PEOPLE v. SANCHEZ

H019174 SANCHEZ ON HABEAS CORPUS

Cause called and argued by Randy Baker appearing for appellant and petitioner and by George Hindall, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H017568 ELECTRONICS TECHNOLOGY SYSTEMS v. PANA-PACIFIC CORPORATION

Cause called and argued by Stephen K. Valentine appearing for appellant and by James E. Toothman appearing for respondent. Cause ordered submitted. Court is adjourned.

H017114 PEOPLE v. BRUNSON

The judgment is affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed September 14, 1999

H018976 PEOPLE v. FAUSTO

The judgment is affirmed. (not published)
(Premo, J.; We concur: Cottle, P. J., Elia, J.)
Filed September 14, 1999

H018174 ARGOS ADRIATIC CORPORATION v. MOBILE INFORMATION SYSTEMS, INC.

The judgment is affirmed. The parties shall bear their own costs on appeal. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed September 14, 1999

Sixth Appellate District

San Jose, California

Tuesday, September 14, 1999 (continued)

H018767 PEOPLE v. SYKES

The judgment is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed September 14, 1999

WEDNESDAY, SEPTEMBER 15, 1999

H019494 IN RE TERRYLEE J., a Minor

The juvenile court's order, dated December 15, 1998, is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed September 15, 1999

H018474 PEOPLE v NGUYEN

The judgment is affirmed. The minute order of the sentencing hearing and the abstract of judgment shall be amended to reflect the court's determination that the murder was of the second degree, and that there was no dismissal of the second count. The minute order of the plea proceeding shall also be amended to show that the court did not orally advise appellant that the murder offense can be used against him as a prior serious felony in the future. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed September 15, 1999

H019676 PEOPLE v. ALEGRIA

The judgment is affirmed. (not published)
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J., Mihara, J.)
Filed September 15, 1999

Sixth Appellate District

San Jose, California

THURSDAY, SEPTEMBER 16, 1999

H019593 PEOPLE v. RIOJAS

The judgment is affirmed. (not published)
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J.,
Mihara, J.)
Filed September 16, 1999

H018318 REED v. KUHLMAN ELECTRIC, INC., et al.

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P. J.; We concur: Wunderlich, J.,
Mihara, J.)
Filed September 16, 1999

H019162 PEOPLE v. BEARDSLEY

The judgment is affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed September 16, 1999

H019178 PEOPLE v. SERNA

The judgment is affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed September 16, 1999

H018151 MAXCONN INCORPORATED v TRUCK INSURANCE EXCHANGE

The judgment is reversed. The superior court is ordered to
enter judgment in favor of Truck Insurance Exchange on the
declaratory relief action. Truck shall recover its costs on
appeal. (published)
(Bamattre-Manoukian, Acting P. J.; We concur: Wunderlich, J.,
Mihara, J.)
Filed September 16, 1999

Sixth Appellate District

San Jose, California

Thursday, September 16, 1999 (continued)

H019411 IN RE DAVID A., A MINOR

The order is affirmed. The juvenile court is directed to amend the order of commitment to reflect that count two is stayed. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J., Wunderlich, J.)

Filed September 16, 1999

H018923 PUPO v. DEPARTMENT OF MOTOR VEHICLES

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J., Wunderlich, J.)

Filed September 16, 1999

H019467 SAN JOSE WATER COMPANY v. THE SUPERIOR COURT OF SANTA CLARA COUNTY; MAXXUM MANAGEMENT

Let a peremptory writ of mandate issue, commanding respondent court to vacate its order of November 13, 1998, overruling SJWC's demurrer to the complaint, to enter a new and different order sustaining SJWC's demurrer without leave to amend, and to enter judgment of dismissal for SJWC. The temporary stay is vacated. Costs are awarded to petitioner. (not published)

(Cottle, P. J.; We concur: Premo, J., Wunderlich, J.)

Filed September 16, 1999

H019085 In re BRUCE H., a Minor

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J., Wunderlich, J.)

Filed September 16, 1999

Sixth Appellate District

San Jose, California

Thursday, September 16, 1999 (Continued)

H017059 ASH v. SCURRY-BURNS & CO, et al.

By the Court*:

Appellant's petition for rehearing and request for publication of opinion are denied.

Dated: September 16, 1999 Bamattre-Manoukian, Acting P. J.

*Before Bamattre-Manoukian, Acting P. J., Wunderlich, J. and Mihara, J.

FRIDAY, SEPTEMBER 17, 1999

H019166 AMBROSIA v. REED, as Director, etc.

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J., Wunderlich, J.)
Filed September 17, 1999

H018406 INGRAM v FLIPPO

The judgment is affirmed. (published)
(Bamattre-Manoukian, J.; We concur: Cottle, P. J., Mihara, J.)
Filed September 17, 1999

H019095 MONTEREY COUNTY DEPARTMENT OF SOCIAL SERVICES v. KATHERINE A., et al.

The orders appealed from are affirmed. (not published)
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J., Mihara, J.)
Filed September 17, 1999